

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

In re:

TERRORIST ATTACKS ON
SEPTEMBER 11, 2001

03-MDL-1570 (GBD)(SN)

IRAN NOTICE OF
AMENDMENT

-----X

This document relates to: Ashton et al v. al Qaeda Islamic Army, et al.,

No. 02-CV-6977(GBD)(SN) .

Plaintiffs file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, ECF No. 3237, as permitted and approved by the Court's Order of July 10, 2018, ECF No. 4045. Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individual(s) listed below (the "New Plaintiff(s)") as plaintiff(s) raising claims against the Islamic Republic of Iran. The underlying Complaint is deemed amended to include the allegations, as indicated below, of (a) the Federal Insurance and Ashton Plaintiffs' Amended Consolidated Complaint Against Defendant, the Islamic Republic of Iran, ECF No. 3237, or (b) the Amended Complaint, Burnett v. Islamic Republic of Iran, No. 15-CV-9903 (GBD)(SN) (S.D.N.Y. Feb. 8, 2016), ECF No. 53. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint. This Notice of Amendment relates solely to the Islamic Republic of Iran and does not apply to any other defendant.

Upon filing this Iran Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all causes of action contained within that complaint; all prior filings in

connection with that complaint; and all prior Orders and rulings of the Court in connection with that complaint.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in those pleadings and orders filed at Havlish v. Bin Laden, No. 1:03-CV-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295; In re Terrorist Attacks on September 11, 2001, 03-MDL-1570 (GBD)(SN) (S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011 (ECF No. 2540).

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference all factual allegations, jurisdictional allegations, and jury trial demand, including all causes of action against Iran, as set forth in the following complaint [**check only one complaint**]:

- ☒ Federal Insurance and Ashton Plaintiffs' Amended Consolidated Complaint Against Defendant, the Islamic Republic of Iran, ECF No. 3237
- ☐ Amended Complaint, Burnett v. Islamic Republic of Iran, No. 15-CV-9903 (GBD)(SN) (S.D.N.Y. Feb. 8, 2016), ECF No. 53

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart lists the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	Plaintiff's Name (alphabetical by last name)	Plaintiff's State of Residency at filing (or death)	New Plaintiff's Citizenship/N ationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Bauer, Susan	VA	USA	Rasweiler, Roger Mark	Spouse	N/A
2	Bauer, Susan	NJ	USA	Rasweiler, Roger Mark	Personal Representative of the Estate of Michael John Rasweiler, deceased Child of 9/11 Decedent Roger Mark Rasweiler	N/A
3	Berger, Melissa	NJ	USA	Berger, Steven H.	Child	N/A
4	Berger, Phyllis	FL	USA	Berger, Steven H.	Personal Representative of the Estate of Joseph Berger, deceased Parent of 9/11	N/A

	Plaintiff's Name (alphabetical by last name)	Plaintiff's State of Residency at filing (or death)	New Plaintiff's Citizenship/N ationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
					Steven H. Berger	
5	Berger, Susan	NJ	USA	Berger, Steven H.	Spouse	N/A
6	Borsare, James	FL	USA	Twomey, Robert T.	Personal Representative of the Estate of Mary A. Davis, deceased Sibling of 9/11 Robert T. Twomey	N/A
7	Cirinelli, Sofie	NJ	USA	Defeo, David	Spouse	N/A
8	Colin, Maryann	NC	USA	Colin, Robert D.	Spouse	N/A
9	Demas, Vivi	CT	USA	Demas, Anthony	Spouse	N/A
10	Han, Eric Jay	WA	USA	Han, Frederick K.	Child	N/A
11	Han, Patricia	WA	USA	Han, Frederick K.	Spouse	N/A
12	Han, Patricia	WA	USA	Han, Frederick K.	Personal Representative of the Estate of Kim Han, deceased Parent of 9/11 Decedent Frederick K. Han	N/A
13	Hayes, Virginia	NY	USA	Hayes, Phillip T.	Spouse	N/A

	Plaintiff's Name (alphabetical by last name)	Plaintiff's State of Residency at filing (or death)	New Plaintiff's Citizenship/N ationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
14	Maffeo, Andrea	NY	USA	Maffeo, Jennieann	Personal Representative of the Estate of Frances Maffeo, deceased Parent of 9/11 Decedent Jennieann Maffeo	N/A
15	Marchand, Rebecca L.	CO	USA	Marchand, Alfred	Spouse	N/A
16	Miller, Dina	NY	USA	Miller, Robert Alan	Child	N/A
17	Miller, Faith	NJ	USA	Miller, Robert Alan	Spouse	N/A
18	Miller, Steven	NY	USA	Miller, Robert Alan	Sibling	N/A
19	Motroni, Emily Velez	NJ	USA	Motroni, Marco	Spouse	N/A
20	Pavelis, Melanie	NJ	USA	Miller, Robert Alan	Child	N/A
21	Ross, Judi A.	MA	USA	Ross, Richard	Spouse	N/A
22	Ryan, Marie	NJ	USA	Twomey, Robert T.	Spouse	N/A
23	Twomey, Emeric R.	NY	USA	Twomey, Robert T.	Child	N/A
24	Twomey, Helen Ann	NJ	USA	Twomey, Robert T.	Personal Representative of the Estate of Jimmy	N/A

	Plaintiff's Name (alphabetical by last name)	Plaintiff's State of Residency at filing (or death)	New Plaintiff's Citizenship/N ationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
					Twomey, deceased Sibling of 9/11 Robert T. Twomey	
25	Twomey, Robert	FL	USA	Twomey, Robert T.	Child	N/A

Dated: November 19, 2018

Respectfully submitted,

KREINDLER & KREINDLER LLP

BY: /s/ James P. Kreindler
James P. Kreindler, Esq.
Andrew J. Maloney III, Esq.
750 Third Avenue, 32nd Floor
New York, New York 10017
Tel: (212) 687-8181
COUNSEL FOR PLAINTIFFS